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ROBERT L. WALLAN (CA SBN #126480) (*pro hac vice* admitted)

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*Attorneys for Defendants CLIFFORD J. FINDLAY  
and DONNA SUE FINDLAY, individually and as  
Trustees, CLIFF FINDLAY AND DONNA S.  
FINDLAY FAMILY TRUST, DATED FEBRUARY  
20, 1986; FINDLAY MANAGEMENT GROUP;  
FINDLAY-NOLTE AUTOMOTIVE, LLC; CLIFF  
FINDLAY AUTOMOTIVE, LLC; FINDLAY AUTO  
HOLDINGS, LLC; CLIFF FINDLAY AUTO  
CENTER; and TYLER CORDER*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

AMTRUST INTERNATIONAL  
UNDERWRITERS, LIMITED,

Plaintiff,

v.

CLIFFORD J. FINDLAY and DONNA SUE  
FINDLAY, individually and as Trustees, CLIFF  
FINDLAY AND DONNA S. FINDLAY FAMILY  
TRUST, DATED FEBRUARY 20, 1986;  
FINDLAY MANAGEMENT GROUP;  
FINDLAY-NOLTE AUTOMOTIVE, LLC;

Case No. 2:18-cv-00652-JCM-VCF

**STIPULATION TO REQUEST  
THAT ROBERT L. WALLAN AND  
ROSTYSLAW J. SMYK APPEAR  
TELEPHONICALLY AT THE  
SEPTEMBER 24, 2018 HEARING  
REGARDING THE PROPOSED  
DISCOVERY PLAN/SCHEDULING  
ORDER (ECF NO. 47)**

1 CLIFF FINDLAY AUTOMOTIVE, LLC;  
2 FINDLAY AUTO HOLDINGS, LLC; CLIFF  
3 FINDLAY AUTO CENTER; TYLER CORDER;  
4 and WINDMILL FARMS, INC.,

5 Defendants.

6 CLIFFORD J. FINDLAY and DONNA SUE  
7 FINDLAY, individually and as Trustees, CLIFF  
8 FINDLAY AND DONNA S. FINDLAY FAMILY  
9 TRUST, DATED FEBRUARY 20, 1986;  
10 FINDLAY MANAGEMENT GROUP;  
11 FINDLAY-NOLTE AUTOMOTIVE, LLC;  
12 CLIFF FINDLAY AUTOMOTIVE, LLC;  
13 FINDLAY AUTO HOLDINGS, LLC; CLIFF  
14 FINDLAY AUTO CENTER; and TYLER  
15 CORDER,

16 Counterclaimants,

17 vs.

18 AMTRUST INTERNATIONAL  
19 UNDERWRITERS, LIMITED,

20 Counter-Defendant.

21 Robert L. Wallan, Esq., counsel of record for Defendants/Counterclaimants Clifford J.  
22 Findlay, Donna Sue Findlay, Cliff Findlay and Donna S. Findlay Family Trust, Dated February  
23 20, 1986; Findlay Management Group; Findlay-Nolte Automotive, LLC; Cliff Findlay  
24 Automotive, LLC; Findlay Auto Holdings, LLC; Cliff Findlay Auto Center; and Tyler Corder  
25 (collectively, "Findlay Parties") and Rostyslaw J. Smyk, Esq., counsel of record for  
26 Plaintiff/Counter-defendant AmTrust International Underwriters, Limited ("AmTrust") hereby  
27 respectfully request to appear telephonically at the hearing regarding the Stipulated Discovery  
28 Plan and Scheduling Order (ECF No. 45) set for September 24, 2018, at 10:00 a.m. (ECF No. 47).  
Mr. Wallan's office is located in Los Angeles, California and Mr. Smyk's office is located in  
Chicago, Illinois.

Furthermore, Mr. Wallan and Mr. Smyk intend to argue on behalf of their respective  
clients. As such, the Parties further request that local counsel for the Findlay Parties and

AmTrust, Christopher D. Kircher, Esq. and Sherri Thome, Esq., respectively, may, but not be required to, appear at the September 24, 2018 hearing.

Respectfully submitted this 20th day of September 2018.

SEMENZA KIRCHER RICKARD

WILSON, ELSER, MOSKOWITZ,  
EDELMAAN & DICKER LLP

By: /s/ Christopher D. Kircher  
Christopher D. Kircher

By: /s/ Sheri Thome  
Sheri Thome

and

and

PILLSBURY WINTHROP SHAW  
PITTMAN LLP

RUBERRY, STALMACK &  
GARVEY, LLC

By: /s/ Robert L. Wallan  
Robert L. Wallan  
Ryan J. Vanderford

By: /s/ Rostyslaw J. Smyk  
Rostyslaw J. Smyk

*Attorneys for CLIFFORD J.  
FINDLAY and DONNA SUE FINDLAY,  
individually and as Trustees, CLIFF  
FINDLAY AND DONNA S. FINDLAY  
FAMILY TRUST, DATED FEBRUARY  
20, 1986; FINDLAY MANAGEMENT  
GROUP; FINDLAY-NOLTE AUTOMOTIVE,  
LLC; CLIFF FINDLAY AUTOMOTIVE, LLC;  
FINDLAY AUTO HOLDINGS, LLC; CLIFF  
FINDLAY AUTO CENTER; and TYLER CORDER*

*Attorneys for AMTRUST  
INTERNATIONAL UNDERWRITERS,  
LIMITED*

PAUL C. RAY, CHTD.

By: /s/ Paul C. Ray  
Paul C. Ray  
*Attorney for Windmill Farms, Inc.*

The call-in telephone number is  
(888)273-3658, access code: 3912597.  
The call must be made five minutes prior  
to the hearing time. The court will join  
the call and convene the proceedings.  
The call must be made on a land line.  
The use of a cell phone or speaker phone  
during the proceedings is prohibited.

**IT IS SO ORDERED:**

  
HON. CAM FERENBACH  
UNITED STATES MAGISTRATE JUDGE

Dated: September 20, 2018